

Adopted	Rejected
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COMMITTEE REPORT

YES:	7
NO:	4

MR. SPEAKER:

*Your Committee on Veterans Affairs and Public Safety, to which was referred House Bill 1248, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Delete the title and insert the following:
- 2 A BILL FOR AN ACT to amend the Indiana Code concerning law
- 3 enforcement.
- 4 Page 1, between the enacting clause and line 1, begin a new
- 5 paragraph and insert:
- 6 "SECTION 1. IC 9-13-2-150.5 IS ADDED TO THE INDIANA
- 7 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
- 8 [EFFECTIVE JULY 1, 2008]: **Sec. 150.5. "Registered importer" has**
- 9 **the meaning set forth in IC 9-17-2-0.5.**
- 10 SECTION 2. IC 9-17-2-0.5 IS ADDED TO THE INDIANA CODE
- 11 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
- 12 1, 2008]: **Sec. 0.5. As used in this chapter, "registered importer"**
- 13 **means a person:**
- 14 (1) **registered as an importer with the National Highway**

1 **Traffic Safety Administration; and**

2 **(2) that is a validated member of the United States**
 3 **Department of Homeland Security's Customs-Trade**
 4 **Partnership Against Terrorism (C-TPAT) administered by**
 5 **the United States Customs and Border Protection.**

6 SECTION 3. IC 9-17-2-12 IS AMENDED TO READ AS
 7 FOLLOWS EFFECTIVE JULY 1, 2008: Sec. 12. (a) As used in this
 8 section, "dealer" refers to a dealer that has:

9 (1) been in business for not less than five (5) years; and

10 (2) sold not less than one hundred fifty (150) motor vehicles
 11 during the preceding year.

12 (b) This section does not apply to the following:

13 (1) A new motor vehicle or recreational vehicle sold by a dealer
 14 licensed by the state.

15 (2) A motor vehicle or recreational vehicle transferred or assigned
 16 on a certificate of title issued by the bureau.

17 (3) A motor vehicle that is registered under the International
 18 Registration Plan.

19 **(4) A motor vehicle that is titled in a foreign country and**
 20 **imported by a registered importer, if:**

21 **(A) the registered importer complies with section 12.5(a)**
 22 **of this chapter; and**

23 **(B) section 12.5(d) of this chapter does not apply to the**
 24 **motor vehicle.**

25 **(5) A motor vehicle that is titled in another state and is in the**
 26 **lawful possession of a financial institution, a lending**
 27 **institution, an insurance company, or a motor vehicle rental**
 28 **company, if:**

29 **(A) the financial institution, lending institution, insurance**
 30 **company, or motor vehicle rental company complies with**
 31 **section 12.5(b) of this chapter; and**

32 **(B) section 12.5(d) of this chapter does not apply to the**
 33 **motor vehicle.**

34 (c) An application for a certificate of title for a motor vehicle or
 35 recreational vehicle may not be accepted by the bureau unless the
 36 motor vehicle or recreational vehicle has been inspected by one (1) of
 37 the following:

38 (1) An employee of a dealer designated by the bureau to perform

1 an inspection.

2 (2) A military policeman assigned to a military post in Indiana.

3 (3) A police officer.

4 (4) A designated employee of the bureau.

5 (d) A person described in subsection (c) inspecting a motor vehicle,
6 semitrailer, or recreational vehicle shall do the following:

7 (1) Make a record of inspection upon the application form
8 prepared by the bureau.

9 (2) Verify the facts set out in the application.

10 SECTION 4. IC 9-17-2-12.5 IS ADDED TO THE INDIANA CODE
11 AS A NEW SECTION TO READ AS FOLLOWS EFFECTIVE JULY
12 1, 2008: **Sec. 12.5. (a) Except as provided in subsection (d), the**
13 **bureau may accept an application for a certificate of title for a**
14 **motor vehicle that is titled in a foreign country and imported by a**
15 **registered importer without requiring an inspection under section**
16 **12(c) of this chapter if the registered importer presents the bureau**
17 **with the following documentation relating to the motor vehicle:**

18 (1) A copy of the registered importer's validation agreement
19 issued by the United States Customs and Border Protection
20 (CBP).

21 (2) A copy of the entry summary issued by the United States
22 Customs and Border Protection (CBP Form 7501).

23 (3) A vehicle history report issued by an independent provider
24 of vehicle history information that includes:

25 (A) the vehicle's title information;

26 (B) the vehicle's odometer readings; and

27 (C) the number of owners of the vehicle.

28 (b) Except as provided in subsection (d), the bureau may accept
29 an application for a certificate of title for a motor vehicle that is
30 titled in another state and is in the lawful possession of a financial
31 institution, a lending institution, an insurance company, or a motor
32 vehicle rental company if the financial institution, lending
33 institution, insurance company, or motor vehicle rental company
34 presents the bureau with a vehicle history report issued by an
35 independent provider of vehicle history information that includes:

36 (1) the motor vehicle's title information;

37 (2) the motor vehicle's odometer readings; and

38 (3) the number of owners of the motor vehicle.

- 1 **(c) A:**
 2 **(1) registered importer or;**
 3 **(2) financial institution, lending institution, insurance**
 4 **company, or motor vehicle rental company;**
 5 **must maintain a copy of all documentation required by this section**
 6 **for at least ten (10) years.**
 7 **(d) An inspection of a motor vehicle described in subsection (a)**
 8 **or (b) is required under section 12(c) of this chapter if:**
 9 **(1) the registered importer; or**
 10 **(2) the financial institution, lending institution, insurance**
 11 **company, or motor vehicle rental company;**
 12 **is unable to provide the bureau with the documentation required**
 13 **by this section."**
 14 Renumber all SECTIONS consecutively.
 (Reference is to HB 1248 as introduced.)

and when so amended that said bill do pass.

Representative Tincher